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Dated: August 6, 2010
Electronic Signature for James E. Armstrong, IV: /James E. Armstrong, IV/

Docket No.: 80092(302721)

Docket No.: 80092(302721)
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Susumu Noda et al.

Application No.: 10/593,646

Confirmation No.: 2855

Filed: June 26, 2008

Art Unit: 2886

For: TARGET SUBSTANCE SENSOR AND METHOD
THEREOF USING A PHOTONIC CRYSTAL

Examiner: T. T. Nguyen

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir/Madam:

In response to the election of species set forth in the Office Action mailed July 7, 2010, Applicant hereby provisionally elects Species I: Claims 2-19 and 26-29 directed to a sensor without traverse, for continued examination.

In any event, Applicant reserves the right to file one or more divisional applications directed to the non-elected claims prior to issuance of any patent maturing from the instant application. Please charge this fee and any other fees which may be due with respect to this paper, to Deposit Account No. 04-1105.

Dated: August 6, 2010

Respectfully submitted,

Customer No. 21874

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